

JOURNAL OF THE HOUSE

SECOND REGULAR SESSION, 90th GENERAL ASSEMBLY

SIXTEENTH DAY, TUESDAY, FEBRUARY 1, 2000

Speaker Pro Tem Kreider in the Chair.

Prayer by Father David Buescher.

The Psalmist says:

For it was You, My God, who created my being...I thank You for the wonder of my being.
Psalm 139:13,14

We thank You, God, for creating our being, and for giving us the ability to be co-creators of this world with You. May we rid our state of those defects, which might mar Your work-----any of the “isms” which keep us apart in any way. May we continue to build those qualities which mirror Your city in the heavens, those traits which have made our state and our nation happy and great. May our work and play be done today with the joyful knowledge that You are in our heart, soul, and hands, that You are the heart, soul, and hands of our planet and of our universe. With gratefulness, may we say to You, now and forever. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Sarah Brison.

The Journal of the fifteenth day was approved as corrected.

RESOLUTIONS

Representative Evans offered House Resolution No. 172.

Representative Farnen offered House Resolution No. 173.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 171 - Representatives Clayton and Leake

House Resolution No. 174 and House Resolution No. 175 - Representative Hartzler (124)

House Resolution No. 176 - Representative Curls, et al

House Resolution No. 177 through House Resolution No. 180 - Representative Boucher

House Resolution No. 181 - Representative Gaw

SECOND READING OF HOUSE BILLS

HB 1828 through **HB 1847** were read the second time.

Speaker Gaw assumed the Chair.

Mr. Ryan Rippel, President of Boys' Nation, addresses the House:

It was a clear June morning. Just as the bright Missouri sunshine came across the sky and illuminated the Mid-Western landscape, some 960 young men from across this great state converged upon the campus of Central Missouri State University. With their arrival, these young men transformed the town of Warrensburg into a bustling center of government and politics - and they began what would become a week to shape a lifetime. In forming this Missouri Boys State we all proved that while we may have arrived as 960 intimidated, scared, and uncertain individuals, we could develop ties and bonds with the power to mold individuals into one united community. By the end of this week of politics and government, however, we also stumbled on to what I would dare say is the greatest characteristic of citizenship in Missouri and the United States. We found as young people that in Missouri and in these United States democracy does not simply rest in parchment or in the great marble temples of our land, but rather democracy is a chemical reaction that is expressed when one extends a hand in friendship to another. The strength of our state and our nation comes with the connections that form between individuals. I have witnessed this not only at Boys State, but also in my own personal life. When I was three years of age my father was killed in an automobile accident here in Missouri. His death brought with it many challenges to my family, but many lessons to me as a young son. I very quickly learned that in order to survive we must rely on others, we must form connections between ourselves and those around us, and that we must always carry with us examples of the type of people that we want to become. Ultimately, I learned that just as this Capitol was constructed one individual brick cemented to another individual brick to form a symbol of strength and unity, we as young people can come together to form a Boys State, our states can merge and form a union and we as citizens can come together and form a nation.

But, in my journey to Warrensburg and later to Washington to attend Boys Nation, I also learned a great deal about my fellow members of this generation.com. From my very first city meeting at Boys State to my final hug goodbye at Boys Nation, I found myself among some of the most passionate and enthusiastic leaders I have ever met. In fact, I believe that Larry King and Rush Limbaugh were part of the 1999 session of Boys Nation. Regardless of our differences in ideology or ethnic background, we all came together to find a cause and a love far greater than ourselves - that of America. With the example of the veterans who had sacrificed the comforts of home and in many cases their lives in defense of this nation, we as young people found connections with our past that quickly translated into our hopes and dreams for the future. There was one particular moment in Washington when all of this seemed to come together. Standing before the Vietnam War Memorial gazing into the names etched into what seems to be the midnight sky, I looked around and noticed the emotions of the individuals that surround me. Some weeping and crying as they located the name of a loved one, while others moved along in a sense of amazement at the magnitude of this monument to sacrifice. As I was standing there I reached out to touch a name on the wall, and as I extended my hand I noticed my own reflection looking right back at me. I saw that as I reached to connect with the name of that fallen soldier, I saw myself reaching out to my own reflection. To me this seemed as the perfect representation of these experiences with my fellow young people in Warrensburg and Washington. We had grown to see the example set by the patriots of decades past as means for us to connect with a deeper sense of self - to connect as individuals with the great sacrifices of the heroes of ages past and the abilities of the great leaders of our present time. It was at this moment that we saw ourselves as more than just generation.com, we saw ourselves as the next generation of patriots - ready to continue the battle for a better America. And so I say to you this morning, the state of our youth is strong, passionate, alive, and we are eager to form the bonds that make democracy work. As I discovered this summer and have seen within my own high school, the members of our generation.com are working to make a difference in the lives of others. They are striving each day to take back their schools from the threats of violence and many are even eager to become part of the political process that is centered here in Jefferson City. And in many cases it seems as if they are searching for a means to witness their own reflection becoming part of a greater whole. They search for that reflection in you as leaders. And

so in closing I say that the strength of our state and our nation comes when we can look into one another and see our personal reflections transforming into a union between individuals - a connection that can bridge the gap of generations, ethnic backgrounds, and even differing beliefs and ideas.

PERFECTION OF HOUSE JOINT RESOLUTION

HJR 43, relating to school district bond elections, was taken up by Representative Barry.

Representative Gibbons offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Joint Resolution No. 43, Page 2, Section 26(b), Line 10, by deleting “, primary”.

On motion of Representative Gibbons, **House Amendment No. 1** was adopted.

On motion of Representative Barry, **HJR 43, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILL

HB 1506, relating to Tobacco Settlement Trust Fund, was taken up by Representative Van Zandt.

On motion of Representative Van Zandt, **HB 1506** was read the third time and passed by the following vote:

AYES: 149

Abel	Akin	Alter	Auer	Backer
Ballard	Barnett	Barry 100	Bartle	Bennett
Berkowitz	Berkstresser	Black	Blunt	Bonner
Boucher	Bray 84	Britt	Burton	Campbell
Champion	Chrismer	Cierpiot	Clayton	Crawford
Crump	Curls	Davis 122	Davis 63	Days
Dolan	Dougherty	Elliott	Enz	Farnen
Fitzwater	Foley	Ford	Foster	Franklin
Fraser	Froelker	Gambaro	Gaskill	George
Gibbons	Graham 106	Graham 24	Gratz	Green
Griesheimer	Gross	Gunn	Hagan-Harrell	Hampton
Hanaway	Harlan	Hartzler 123	Hartzler 124	Hegeman
Hendrickson	Hickey	Hilgemann	Holand	Hollingsworth
Hoppe	Hosmer	Howerton	Kelley 47	Kelly 27
Kennedy	King	Kissell	Klindt	Koller
Kreider	Lakin	Lawson	Leake	Legan
Levin	Liese	Lograsso	Long	Luetkemeyer
Luetkenhaus	May 108	Mays 50	McBride	McClelland
McKenna	McLuckie	Merideth	Miller	Monaco
Murray	Myers	Naeger	Nordwald	O'Connor
O'Toole	Ostmann	Overschmidt	Parker	Patek
Phillips	Pouche	Pryor	Purgason	Ransdall
Reid	Reinhart	Relford	Reynolds	Richardson
Ridgeway	Riley	Rizzo	Ross	Sallee
Scheve	Schilling	Schwab	Scott	Secrest
Seigfreid	Selby	Shelton	Shields	Skaggs
Smith	Stokan	Summers	Thompson	Townley
Treadway	Troupe	Tudor	Van Zandt	Vogel
Wagner	Ward	Wiggins	Williams 121	Williams 159

Wilson 25 Wilson 42 Wright Mr. Speaker

NOES: 008

Bartelsmeyer Evans Hohulin Linton Loudon
Marble Murphy Surface

PRESENT: 000

ABSENT WITH LEAVE: 005

Boatright Boykins Carter Kasten Robirds

VACANCIES: 001

Speaker Gaw declared the bill passed.

On motion of Representative Campbell, title to the bill was agreed to.

Representative Days moved that the vote by which the bill passed be reconsidered.

Representative Koller moved that motion lay on the table.

The latter motion prevailed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1228 - Motor Vehicle and Traffic Regulations

HB 1454 - Miscellaneous Bills and Resolutions

RE-REFERRAL OF HOUSE BILL

The following House Bill was re-referred to the Committee indicated:

HB 1353 - Public Safety and Law Enforcement

COMMITTEE REPORTS

Committee on Correctional and State Institutions, Chairman Gratz reporting:

Mr. Speaker: Your Committee on Correctional and State Institutions, to which was referred **HB 1186**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1.**

House Committee Amendment No. 1

AMEND House Bill No. 1186, Page 1, Section 1, Line 7, by inserting immediately after said line the following: “**For the purposes of this section, the property to be conveyed, known as the Church Farm Bottoms, is a tract of land in Cole County (approximately eleven hundred acres) lying between the Union Pacific Railroad Lines to the south and the Missouri River to the north. An additional portion of the Church Farm is to be conveyed, it being a triangular parcel of land in Cole County (approximately eighteen acres) lying south of Wade Road.**”

Committee on Public Safety and Law Enforcement, Chairman Kissell reporting:

Mr. Speaker: Your Committee on Public Safety and Law Enforcement, to which was referred **HB 1254**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Transportation, Chairman Koller reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1363**, begs leave to report it has examined the same and recommends that it **Do Pass**.

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 65, introduced by Representative Schilling, relating to the Tobacco Settlement Trust Fund.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1848, introduced by Representative Treadway, relating to examination of physicians and surgeons.

HB 1849, introduced by Representatives Graham (24), Overschmidt, Dolan and Griesheimer, relating to liquor control.

HB 1850, introduced by Representatives Graham (24), Overschmidt and Griesheimer, relating to the division of liquor control.

HB 1851, introduced by Representatives Graham (24), Overschmidt, Dolan and Griesheimer, relating to the use of minors.

HB 1852, introduced by Representative Auer, relating to funds to assist public school teacher housing purchases.

HB 1853, introduced by Representative Auer, relating to encouraging paraprofessional teaching assistants to become teachers.

HB 1854, introduced by Representative Auer, relating to public school beautification programs.

HB 1855, introduced by Representative Clayton, relating to tampering with a judicial officer.

HB 1856, introduced by Representative Clayton, for the purpose of repealing expired provisions of law and sections with contingent effective dates which never became effective.

HB 1857, introduced by Representatives Kennedy and Richardson, relating to immunity from liability for reporting to the state board of registration for the healing arts.

HB 1858, introduced by Representative Dougherty, relating to emancipation of minors.

HB 1859, introduced by Representative Liese, relating to motor vehicle time sales definitions.

HB 1860, introduced by Representatives Fitzwater, Scheve, Berkowitz, Davis (122), Relford, Days, Lakin, Treadway and Barry, relating to recalculating certain at-risk moneys.

HB 1861, introduced by Representative Froelker, relating to sales and use tax on motor vehicles.

HB 1862, introduced by Representative Hagan-Harrell, relating to managed care.

HB 1863, introduced by Representatives Black, Boucher, Chrismer, Wagner, Ross, Tudor and Merideth, et al, relating to an American Legion license plate.

HB 1864, introduced by Representatives McClelland, Gibbons, Hartzler (124), Wright, Marble, Secrest and Hanaway, et al, relating to a tax credit against the state income tax for the payment of real property taxes.

HB 1865, introduced by Representative Fraser, et al, relating to adoption records.

HB 1866, introduced by Representatives O'Connor and Ross, relating to a respect life license plate.

HB 1867, introduced by Representative O'Toole, relating to special education students.

HB 1868, introduced by Representatives Treadway, Holand and Dougherty, relating to the licensure of baccalaureate social workers.

HB 1869, introduced by Representative Treadway, relating to the homeless assistance program.

HB 1870, introduced by Representative Hendrickson, et al, relating to taxation.

HB 1871, introduced by Representative Hendrickson, relating to nursing homes.

HB 1872, introduced by Representative Seigfreid, relating to ethics.

HB 1873, introduced by Representative Scheve, for the purpose of determining the method of calculating increases to available per-pupil funding based on growth in the guaranteed tax base.

HB 1874, introduced by Representative Kissell, et al, relating to health insurance.

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative Hampton has been appointed a member of the Transportation Committee.
Representative Abel has been appointed a member of the Elections Committee.

WITHDRAWAL OF HOUSE BILLS

February 1, 2000

Honorable Steve Gaw
Speaker
Missouri House of Representatives
Capitol Building
Jefferson City, Missouri 65101

Re: House Bill 1333

Dear Mr. Speaker:

As of this date, February 1, 2000, I am withdrawing **House Bill 1333**. This house bill relates to sales tax on motor vehicles.

Thank you.

Sincerely,

/s/ Mark C. Abel

February 1, 2000

Speaker Steve Gaw
Missouri House of Representatives
State Capitol Building
Jefferson City, MO 65101

Dear Speaker Gaw:

I respectfully request to withdraw **HB 1781** from consideration. There was a drafting error on this version of the bill.

Sincerely,

/s/ Rep. Jim Kreider
Speaker Pro Tem

The following member's presence was noted: Boatright.

ADJOURNMENT

On motion of Representative Crump, the House adjourned until 10:00 a.m., Wednesday, February 2, 2000.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Fifteenth Day, Monday, January 31, 2000, pages 167 and 168, roll call, by showing Representatives Liese and Pryor voting "aye" rather than "absent with leave".

COMMITTEE MEETINGS

ACCOUNTS, OPERATIONS, AND FINANCE

Wednesday, February 2, 2000, 9:30 am. Hearing Room 7.

AGRI-BUSINESS

Wednesday, February 2, 2000. Side gallery upon morning adjournment.

Executive Session.

To be considered - HB 1223, HB 1443

AGRICULTURE

Wednesday, February 2, 2000, 3:00 pm. Hearing Room 7.

Executive Session may follow.

To be considered - HB 1402

APPROPRIATIONS - EDUCATION AND PUBLIC SAFETY

Wednesday, February 2, 2000. Hearing Room 1 upon adjournment.

Dept. of Public Safety. Public testimony Public Safety, Judiciary and Public Defender.

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, February 2, 2000. Hearing Room 7 upon adjournment.

General Assembly, St. Louis Sports Authority.

APPROPRIATIONS - SOCIAL SERVICES AND CORRECTIONS

Wednesday, February 2, 2000. Hearing Room 3 upon adjournment.

Dept. of Social Services.

APPROPRIATIONS - SOCIAL SERVICES AND CORRECTIONS

Thursday, February 3, 2000. Hearing Room 3 upon adjournment.

Dept. of Social Services.

BUDGET

Wednesday, February 2, 2000, 8:30 am. Hearing Room 3.

Possible Executive Session.

To be considered - HB 1114

CHILDREN, YOUTH AND FAMILIES

Wednesday, February 2, 2000, 7:30 pm. Hearing Room 6.

Possible Executive Session.

To be considered - HB 1319, HB 1324, HB 1393, HB 1425

CIVIL AND ADMINISTRATIVE LAW

Wednesday, February 2, 2000, 3:00 pm. Hearing Room 1.

To be considered - HB 1472, HB 1481, HB 1509, HB 1544, HB 1546

CONSUMER PROTECTION

Tuesday, February 8, 2000, 8:00 pm. Hearing Room 1.

Executive Session.

To be considered - HB 1227, HB 1237, HB 1464, HB 1512, HB 1519

CRIMINAL LAW

Wednesday, February 2, 2000, 8:00 pm. Hearing Room 7.

Executive Session to follow. AMENDED NOTICE.

To be considered - HB 1465, HB 1508, HB 1615

EDUCATION - HIGHER

Wednesday, February 2, 2000, 3:00 pm. Hearing Room 5.

To be considered - HB 1486, Executive Session - HB 1161,

Executive Session - HB 1179, Executive Session - HB 1335, Executive Session - HB 1396

FEDERAL - STATE RELATIONS AND VETERANS AFFAIRS

Wednesday, February 2, 2000. Side gallery upon morning adjournment.

Executive Session.

FISCAL REVIEW

Thursday, February 3, 2000, 8:30 am. Hearing Room 1.

Executive Session may follow.

To be considered - HB 1540

INSURANCE

Thursday, February 3, 2000, 9:30 am. Side gallery.

Executive Session.

INTERIM JOINT COMMITTEE ON IMMIGRATION

Wednesday, February 2, 2000, 1:30 pm. Hearing Rm.6.
Presentation by Institute for International Studies regarding
web site "Missouri Multicultural Network".

MISCELLANEOUS BILLS AND RESOLUTIONS

Wednesday, February 2, 2000, 9:00 am. Hearing Room 6.
Executive Session may follow.
To be considered - HB 1368, HB 1452

MISSOURI TOBACCO SETTLEMENT

Wednesday, February 2, 2000, 9:00 am. Hearing Room 4.
CORRECTED NOTICE.
To be considered - Executive Session - HJR 61

MUNICIPAL CORPORATIONS

Wednesday, February 2, 2000, 3:00 pm. Hearing Room 4.
To be considered - HB 1290, HB 1338

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 2, 2000, 5:00 pm. Hearing Room 3.
To be considered - HB 1242, HB 1431, HB 1458, HB 1473, HB 1476

RETIREMENT

Wednesday, February 2, 2000, 8:00 pm. Hearing Room 1.
To be considered - HB 1265, HB 1356, HB 1558, HB 1593

REVISION SUBCOMMITTEE FOR JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Wednesday, February 2, 2000. Senate side gallery upon morning adjournment.
Discussion of Revision Bills.

SOCIAL SERVICES, MEDICAID AND THE ELDERLY

Tuesday, February 8, 2000, 8:00 pm. Hearing Room 6.
To be considered - HB 1400, HB 1450

SUBCOMMITTEE ON MEDICAL SERVICES - APPROPRIATIONS SOCIAL SERVICES

Wednesday, February 2, 2000, 8:00 am. Hearing Room 5.
Medical Service Appropriation.

**SUBCOMMITTEE ON NATURAL AND ECONOMIC RESOURCES - MISSOURI SOIL AND
WATER CONSERVATION EMPLOYEE BENEFITS**

Wednesday, February 2, 2000. Hearing Room 2A and B upon adjournment.

TRANSPORTATION

Wednesday, February 2, 2000, 3:00 pm. Hearing Room 6.

To be considered - HB 1322, HB 1339, HB 1742, HJR 55, HJR 59

UTILITIES REGULATION

Thursday, February 3, 2000, 8:15 am. Hearing Room 6.

Executive Session may follow.

To be considered - HB 1325, HB 1415, HJR 53

HOUSE CALENDAR

SEVENTEENTH DAY, WEDNESDAY, FEBRUARY 2, 2000

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 65

HOUSE BILLS FOR SECOND READING

HB 1848 through HB 1874

HOUSE BILLS FOR PERFECTION

HCS HB 1362 - Harlan

HCS HB 1074 - Relford

HB 1363 - Bray

HCS HB 1215 & 1240 - Smith